REGULAR CITY COUNCIL MEETING
FRISCO CITY HALL
GEORGE A. PUREFOY MUNICIPAL CENTER
COUNCIL CHAMBERS
6101 FRISCO SQUARE BLVD.
FRISCO, TEXAS 75034

5:00 PM

MONDAY, MARCH 13, 2017

AGENDA

CALL TO ORDER

1. ROLL CALL

CLOSED SESSION

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit;

   A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:

      i. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
      ii. Receive legal advice regarding PUC Docket No. 45870 and SOAH Docket 473-16-4619 pending before the Public Utility Commission of Texas in the case styled Formal Complaint of Ker-Seva LTD., ADC West Ridge Villas, L.P., and Center for Housing Resources, Inc. against the City of Frisco, Texas.
      iii. Receive legal advice regarding PUC Docket No. 46662 pending before the Public Utility Commission of Texas in the case styled

Petition of the Cities of Garland, Mesquite, Plano and Richardson Appealing the Decision by North Texas Municipal Water District Affecting Wholesale Water Rates.

iv. Receive legal advice from the city attorney regarding Cause No. D-1-GN-17-000877 in the case styled North Texas Municipal Water District v. Public Utility Commission of Texas pending in the 419th Judicial District Court of Travis County, Texas and Cause No. D-1-GN-17-000861 in the case styled Ex Parte North Texas Municipal Water District pending in the 98th Judicial District Court of Travis County, Texas.

v. Receive legal advice regarding the proposed Park Fee Ordinance.

B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:

i. South of Warren Parkway, north of SH 121, east of Legacy and west of Preston.

ii. South of Eldorado Parkway, west of the Preston Rd., east of Teel Parkway and north of Stonebrook Parkway.

iii. South of US 380, west of Preston Rd, north of Eldorado Pkwy., and east of Teel Parkway.

C. Section 551.074. Personnel Matters: Section 551.074 authorizes certain deliberations about officers and employees of the governmental body to be held in executive session:

i. Discussion regarding the Annual Review of the Municipal Judge, Art Maldonado.

D. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.

3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. National Fix-a-Leak Week

5. 98th Anniversary of The American Legion & 3rd Birthday of Frisco, Peter J. Courcy Post 178

REPORTS

6. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection

7. Parks and Recreation monthly report regarding park and trail development, facilities, special events and youth development.

8. Library Usage Report.

9. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, Frisco Square Management District, also including the Dallas Regional Mobility Commission, North Texas Commission and Regional Transportation Council.

CITIZEN INPUT (to begin approximately at 7:30 p.m.)

CONSENT AGENDA

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

10. Consider and act upon approval of Minutes. (CSO/JP)

    A. January 3, 2017 Regular City Council meeting

    B. January 17, 2017 Regular City Council meeting

    C. February 7, 2017 Work Session

    D. February 7, 2017 Regular City Council meeting

    E. February 15, 2017 Joint Work Session City Council and EDC

11. City Council consider and act upon adoption of a Resolution authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and 183 Land Corporation, located at the southwest corner of US 380 and Preston Road. (CMO/BB).

12. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and IGO – FRISCO 1, LLC and IGO-USA, LP. (CMO/BB)

13. Consider and act upon approval of First Amendment to Annexation Agreement by and between Rock Hill Enterprises, LP and the City of Frisco, Texas. (CMO/RKP)

14. Consider and act upon authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. for the Stewart Creek North Interceptor Phase 3. (Engineering/AH)

15. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Gresham Smith and Partners On-Call Professional Drainage Engineering Services, Contract Number 2017-001. (Engineering/MD)

16. Consider and act upon authorization for the City Manager to execute a Master Agreement with KSA Engineers, Inc. for On Call Professional Engineering Services for Public Works Related Projects, Contract Number 2017-03 (Engineering/DLC).

17. Consider and ratify a Resolution Authorizing the City Manager or Director of Financial Services to execute the necessary contracts to purchase a Certificate of Deposit with North Dallas Bank and Trust. (Financial Services/AC)

18. City Council consider and approve Ordinance to include the revised Family and Medical Leave Policy and revised Sick Leave Policy. (HR/LS)

19. Consider and act upon approving and authorizing the City Manager to execute the sixth amendment to the Real Estate Purchase Contract by and between the City of Frisco and Shaddock Developers. (Parks/KL)

20. Consider and act upon a recommendation from Parks & Recreation Board to adopt the name of 'Kathy Seei Sports Complex', for a future community park located near Panther Creek Parkway and Honey Grove Drive. (Parks/KL)

21. Consider and act upon a recommendation from the Adult Activity Center Naming Committee to adopt the name of ‘The Grove at Frisco Commons’, for a future facility located within Frisco Commons and Bicentennial Parks near North County Road and McKinney Road. (Parks/KL)

22. Consider and act upon award of RFP #1701-033 Surveillance Equipment and Monitoring to Stealth Monitoring, Inc. and approval authorizing the City Manager to execute an agreement for these services. (Administrative Services/DF)

23. Consider and act upon award of Best Value Bid #1701-042 Water Slide Resurfacing and Painting to Slide Care, LLC. (Parks and Recreation/DF)

24. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the City Council to Development Services, pursuant to Subsection 6.19 of the Zoning Ordinance and/or Section 4.02 of the Subdivision Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

LEGISLATIVE AGENDA

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

25. Consider and act upon adoption of an Ordinance granting a Specific Use Permit for a Licensed Child-Care Center on one lot on 4.4± acres on the southeast corner of Frisco Street and Sports Village Road. Zoned Planned Development-165-Commercial-1. Neighborhood #46. Specific Use Permit Case No. SUP16-0022. (Development Services/KM)

REGULAR AGENDA

26. Presentation and acceptance of the Fiscal Year 2016 Comprehensive Annual Financial Report (CAFR), Auditor's Report, and Popular Annual Financial Report (PAFR). (Financial Services/AC)

27. Public Hearing: A request for a proposed involuntary annexation consisting of 79.98± acres and containing the following tracts of land located in Collin County, Texas: (1) Tract 1, in the A S. Young Survey, Abstract No. 1037 (A/K/A Russwood Acres), 40.167± acres; (2) Tract 2, in the Andrew S. Young Survey, Abstract No. 1037, sheet 1, Tract 6m 19.967± acres; (3) Tract 3, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 5, 1.2909± acres; (4) Tract 4, in the Andrew S. Young Survey, Abstract No. 1037, 8.579± acres; (5) Tract 5, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 7, 5.00± acres; (6) Tract 6, in the Andrew S. Young Survey, Abstract No. 1037, 4.984± acres, generally located west of Custer Road, east of Memory Lane, south of Westridge Boulevard and north of Booker Trail, Willowbrook Lane and Winding Creek Drive located within the City's ETJ, and to consider to direct Staff to prepare an Ordinance of the same. Neighborhood #6. Case No. A16-0003. (TABLED 2/20/17) (Development Services/AS)

28. Consider and act upon adoption of an Ordinance on the involuntary annexation consisting of 79.98± acres and containing the following tracts of land located in Collin County, Texas: (1) Tract 1, in the A S. Young Survey, Abstract No. 1037 (A/K/A Russwood Acres), 40.167± acres; (2) Tract 2, in the Andrew S. Young Survey, Abstract No. 1037, sheet 1, Tract 6m 19.967± acres; (3) Tract 3, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 5, 1.2909± acres;

(4) Tract 4, in the Andrew S. Young Survey, Abstract No. 1037, 8.579± acres; (5) Tract 5, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 7, 5.00± acres; (6) Tract 6, in the Andrew S. Young Survey, Abstract No. 1037, 4.984± acres, generally located west of Custer Road, east of Memory Lane, south of Westridge Boulevard and north of Booker Trail, Willowbrook Lane and Winding Creek Drive located within the City's ETJ. Neighborhood #6 Annexation Case No. A16-0003. (Development Services/AS)

29. Public Hearing: Zoning Case No. Z17-0003. A request to amend Planned Development-188 to update the Comprehensive Signage Package on 159.1± acres located on the north side of Main Street 475± feet east of Frisco Street, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-188-Office-2. Neighborhood #46. (Development Services/AH)

30. Public Hearing: Zoning Case No. Z16-0007. A request to rezone 127.8± acres located on the south side of US 380, 2,000± feet west of Coit Road from Industrial and Commerical-2 to Planned Development-Office-2/Patio Home/Single Family-7, and to consider to direct Staff to prepare an Ordinance of the same. Neighborhood #1. (Development Services/AS)

31. Consider and act upon appointing an individual to serve as the Alternate Frisco Representative on the Denton County Transportation Authority (DCTA) Board. (CSO/JP)

32. Consider and act upon an emergency ratification and appointment of Denton County Early Voting and Election Day Judge for Fire Station 7 for the March 25, 2017 Special Runoff Election. (CSO/JP)

33. Consider and act upon adoption the City Council Strategic Work Session identified Top Priorities for 2017.(CMO)

34. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

35. Discussion on Governance Monitoring of present City Council Meeting.

ADJOURN

CERTIFICATION

Henry Hill, Deputy City Manager, certifies that this Notice of Meeting was posted on the outside bulletin board, at the City Hall of the City of Frisco, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time:

By MARCH 10, 2017 at 5:00 PM and remained so posted at least 72 hours before meeting was convened.

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

§ 551.071 – Private consultation with the attorney for the City.
§ 551.072 – Discussing purchase, exchange, lease or value of real property.
§ 551.074 – Discussing personnel or to hear complaints against personnel.

NOTICE

Pursuant to City of Frisco Ordinance Number 01-04-29 all speakers other than City of Frisco Staff are limited to five (5) minutes per item except by prior consent of the City Council.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS

The Frisco City Hall is wheelchair accessible. Access to the building and special parking are available at the primary north entrance facing Frisco Square Blvd. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at (972) 292-5025 or by FAX (972) 292-5028. BRAILLE IS NOT AVAILABLE.